

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF INDIANA  
SOUTH BEND DIVISION**

|                                      |   |                          |
|--------------------------------------|---|--------------------------|
| <b>MICHAEL HADLEY, and</b>           | ) |                          |
| <b>SONIA HADLEY,</b>                 | ) |                          |
|                                      | ) |                          |
| <b>Plaintiffs</b>                    | ) |                          |
|                                      | ) |                          |
| <b>v.</b>                            | ) | <b>No. 3:05cv0031 AS</b> |
|                                      | ) |                          |
| <b>WAL-MART STORES, INC.,</b>        | ) |                          |
| <b>Also known as WAL-MART STORES</b> | ) |                          |
| <b>EAST, INC.,</b>                   | ) |                          |
|                                      | ) |                          |
| <b>Defendants</b>                    | ) |                          |

***MEMORANDUM OPINION AND ORDER***

This court takes full judicial notice of the record in this case beginning on or about January 14, 2005. On December 6, 2005, Magistrate Judge Christopher A. Nuechterlein filed a Report and Recommendation. No timely objections have been filed to it. That Report and Recommendation is in all things **APPROVED** and in accordance therewith, the plaintiffs' case is **DISMISSED WITHOUT PREJUDICE**. Each party will bear its own costs. The Clerk shall enter judgment accordingly. **IT IS SO ORDERED.**

**DATED:** January 3, 2006

**S/ ALLEN SHARP**  
**ALLEN SHARP, JUDGE**  
**UNITED STATES DISTRICT COURT**

cc: The Honorable Christopher A. Nuechterlein